

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**CORRECTED  
FISCAL NOTE**

**HB 581 - SB 1015**

April 2, 2013

**CORRECTED SUMMARY OF BILL:** Deletes definition of “switchblade” from Tenn. Code Ann. § 39-17-1301.

Repeals Class A misdemeanor for intentionally or knowingly, possessing, manufacturing, transporting, repairing, or selling a switchblade knife.

Redefines Class A misdemeanors for selling, loaning, or gifting a firearm to a minor; repeals Class A misdemeanors for intentionally, knowingly, or recklessly selling, loaning, or gifting a switchblade knife to a minor.

Repeals Class C misdemeanor for unlawful carrying or possession of a knife with a blade length exceeding four inches.

Repeals Class E felony for possessing or carrying a switchblade knife in any public or private school building or bus, school campus, grounds, recreation area, athletic field, or any other property owned, used, or operated by any board of education, school, college, or university board of trustees, regents, or directors for the administration of any public or private educational institution.

Allows Tennessee residents to purchase switchblade knives and have such shipped directly to their residences.

Declares that it is the intent of the general assembly for title 39, chapter 17, part 13 to be preemptive over any city, county, or metropolitan government with respect to any regulation of the transfer, ownership, possession, or transportation of knives.

**ESTIMATED FISCAL IMPACT:**

On March 4, 2013, a corrected fiscal note was issued estimating the fiscal impact as follows:

*Increase State Revenue – Not Significant*

*Decrease State Expenditures – \$28,400/Incarceration\**

*Increase Local Revenue – Not Significant*

*Decrease Local Expenditures – Not Significant*

Upon further review, it was realized that this impact was in error. The estimated impact is:

**(CORRECTED)**

**Increase State Revenue – Not Significant**

**Decrease State Expenditures – Not Significant\***

**Increase Local Revenue – Not Significant**

**Decrease Local Expenditures – Not Significant**

**Assumptions:**

- According to statistics from the DOC, there has not been an admission for carrying or possessing a switchblade knife on school grounds in the past 10 years. Any decrease in expenditures to repeal this offense is estimated to be not significant.
- The bill repeals three misdemeanors relative to switchblade knives and knives with a blade longer than four inches. Repealing these misdemeanors will not have a significant impact on the State. Any decrease in local expenditures to no longer process or house these offenders will not be significant.
- The bill repeals the prohibition against Tennessee residents from purchasing switchblades knives from outside the State. It is assumed that new purchases of switchblade knives will result in increased sale and use tax revenue. Sufficient data is not currently available to determine the exact fiscal impact to tax revenue. It is assumed the impact to state and local government will be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise".

Lucian D. Geise, Executive Director

/trm